

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON REDEVELOPMENT AUTHORITY

ORDER OF TAKING

1070

10/17

WHEREAS, the BOSTON REDEVELOPMENT AUTHORITY adopted and filed in the Suffolk County Registry of Deeds, Book 7929, page 440, an ORDER OF TAKING dated February 4, 1965, concerning and describing the Downtown Waterfront-Faneuil Hall Urban Renewal Area, all of the findings, determinations and descriptions set forth therein being incorporated herein by reference and made a part hereof; and

WHEREAS, the Redevelopment Authority in accordance with the provisions of Section 26P, subparagraph (b), of said Housing Authority Law has deposited with the Mayor of the City of Boston security to his satisfaction for the payment of such damages as may be awarded in accordance with law to the owner or owners of said area, as required by General Laws (Ter.Ed.) Chapter 79, section 40.

NOW, THEREFORE, BE IT ORDERED that the Boston Redevelopment Authority, acting under the provisions of the Housing Authority Law and without limiting the generality of the foregoing, of Section 26P, of General Laws (Ter.Ed.) Chapter 121, and all other authority thereunto enabling, and pursuant to the applicable provisions of General Laws (Ter.Ed.) Chapter 79, and of any and every power and authority to it, granted or implied hereby takes for itself in fee simple by eminent domain for the purposes hereinbefore set forth or referred to, the area or areas located in the City of Boston as hereinafter described in "Annex A" together with any and all easements and rights appurtenant thereto, including the trees, buildings, and other structures standing upon or affixed thereto, and including the fee, if any, in all public streets, highways and public

ways in said area or areas or contiguous and adjacent to the property taken hereby, provided such fee is a part of said property, except any and all easements of travel in and to any and all public ways, highways and public streets in said area or areas or contiguous and adjacent thereto.

AND FURTHER ORDERED that in accordance with the provisions of the General Laws, Chapter 79, Section 6, as amended, awards are by the Boston Redevelopment Authority for damages sustained by the owner or owners and all other persons including all mortgagees of record having any and all interest in each parcel described in "Annex A" and entitled to any damages by reason of the taking hereby made. The Boston Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said property before the right to damages therefor has become vested or for other good cause shown. The awards hereby made are set forth in "Annex B" which Annex B is not to be recorded in the Registry of Deeds with this Order of Taking.

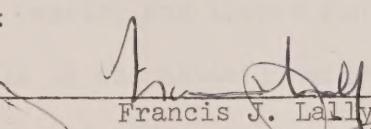
AND FURTHER ORDERED that the Secretary of the Boston Redevelopment Authority cause this instrument of Taking to be recorded in the office of the Suffolk County Registry of Deeds.

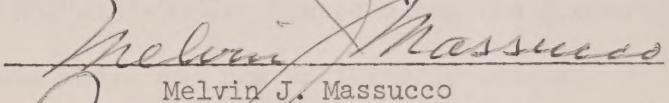
IN WITNESS WHEREOF, we, the following members of the Boston Redevelopment Authority have caused the corporate seal of the Authority to be hereto affixed and these presents to be signed in the name and behalf of the Boston Redevelopment Authority.

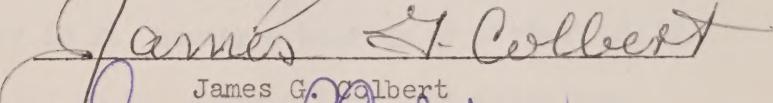
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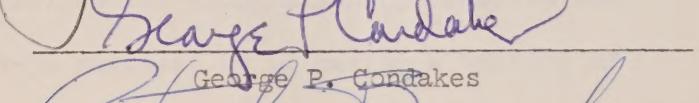
BOSTON REDEVELOPMENT AUTHORITY

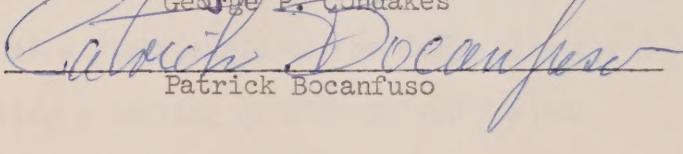
BY:


Francis J. Lally

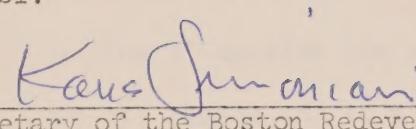

Melvin J. Massucco


James G. Colbert


George P. Condakes


Patrick Bocanfuso

ATTEST:


Kaus Sumanian

Secretary of the Boston Redevelopment Authority

ANNEX A

BOSTON REDEVELOPMENT AUTHORITY

DOWNTOWN WATERFRONT-FANEUIL HALL URBAN RENEWAL AREA

TAKING AREA DESCRIPTION

The following parcel of land is the only parcel taken by this Order of Taking:

A certain parcel of land located in the vicinity of Atlantic Avenue, Storer Street to Milk Street, containing 78981 square feet as shown on a plan entitled "Downtown Waterfront-Faneuil Hall Project Urban Renewal Area Mass. R-77, Taking Plan of A Portion Of Atlantic Avenue and Adjacent Land Area Between Milk Street and Storer Street, Boston Redevelopment Authority, Boston, Suffolk County, Mass., dated October 14, 1968," which plan is recorded herewith, bounded and described as follows: Beginning at a point 69.10 feet and on a bearing of $N2^{\circ}-11'-11''W$ along the back of sidewalk on the easterly side of Atlantic Avenue from the corner of the property line between now or formerly Rowes Wharf and now or formerly India Wharf and running 26.65 feet along said bearing and thence running 369.97 feet along the back of sidewalk of the easterly side of Atlantic Avenue having a bearing of $N02^{\circ}-15'-06''W$. Thence along the property line of now or formerly India Wharf and now or formerly Central Wharf for a distance of 27.60 Ft. having a bearing of $N77^{\circ}-11'-16''E$. Thence for a distance of 161.20 Ft. along a line 3' outside the property line of Parcel A-3S parallel to it having a bearing of $N11^{\circ}-51'-40''W$. Thence and at a right angle to the above line for a distance of 216.00 feet having a bearing of $S78^{\circ}-08'-20''W$ along a line 3' outside the property line of Parcel A-3S and parallel to it; thence and at a right angle to the above line for a distance of 279.08 feet with a bearing of $S11^{\circ}-51'-40''E$ along a line 3' outside the property line of Parcel A-3S parallel to it. The above line

being parallel to the proposed relocated Atlantic Avenue: thence and at a right angle to the above line for a distance of 67.11 feet having a bearing of N78°-08'-20"E along a line 3' outside the property line of Parcel A-3S parallel to it to the existing line of back of sidewalk of the westerly side of the existing Atlantic Avenue; thence from the above point and following the line of the back of the sidewalk of existing Atlantic Avenue 57.81 feet having a bearing of S02°-15'-06"E. Thence along a bearing of S78°-08'-20"W for a distance of 19.87 feet to a P.C. of a curve; thence in a southerly direction along said curve of a radius of 21.00 feet for a distance of 39.57 feet to a P.C.C. This line being back of sidewalk of new proposed streets (East India Row and Relocated Atlantic Avenue); thence along a curve in a southerly direction of a radius of 300 feet for a distance of 62.88 feet to a point on the back of sidewalk on the Westerly side of existing Atlantic Avenue; thence an additional 5.34 feet along the same curve to a point of tangency; thence along a bearing of S42°-50'-38"E for a distance of 148.36 feet to the point of the beginning.

The owners of the parcel hereby taken are unknown.

ANNEX B

BOSTON REDEVELOPMENT AUTHORITY

DOWNTOWN WATERFRONT-FANEUIL HALL URBAN RENEWAL AREA

AWARD OF DAMAGES

NO AWARDS ARE MADE WITH THIS ORDER OF TAKING.